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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.								
10/500,702	07/06/2004	Youichi Tobita	70456-034	7183								
7590 McDermott Will & Emery 600 13th Street NW Washington, DC 20005-3096		10/09/2007	<table border="1"><tr><td colspan="2">EXAMINER</td></tr><tr><td colspan="2">HAILEMARIAM, EMMANUEL</td></tr><tr><td>ART UNIT</td><td>PAPER NUMBER</td></tr><tr><td>2629</td><td></td></tr></table>		EXAMINER		HAILEMARIAM, EMMANUEL		ART UNIT	PAPER NUMBER	2629	
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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

# Office Action Summary

Application No.

10/500,702

Applicant(s)

TOBITA, YOUICHI

Examiner

Emmanuel Hailemariam

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

## Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 19 January 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-3 and 18 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-3 and 18 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 06 July 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO/SB/08)  
Paper No(s)/Mail Date 07/11/07-06/11/07-07/06/04
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_

## **DETAILED ACTION**

### **Election/Restrictions**

1. Claim 4-17 and 19-21 withdrawn from further consideration pursuant to 37 CFR 1.142(b), as being drawn to a nonelected Species (**2 – 18**), there being no allowable generic or linking claim. Applicant timely traversed the restriction (election) requirement in the reply filed on **09-04-2007**.

### ***Claim Rejections - 35 USC § 112***

2. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claim 18 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Claim 18 recites the limitation "a common potential" in page 5 line 3. There is insufficient antecedent basis for this limitation in the claim.

### ***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States

only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. **Claims 1-3 and 18** are rejected under 35 U.S.C. 102(e) as being anticipated by Yumoto et al. (20020067328 A1).

**As to claim 1 Yumoto discloses** a sample hold circuit for sampling an input potential, holding the sampled potential and outputting the same, comprising: a first switching element (fig.42) (186) receiving said input potential on one of its electrodes, and being turned on for a first period [0131]; a second switching element (fig.42) (188) connected at one of its electrodes to the other electrode of said first switching element (fig.42) (186), and being turned on for a second period [131]; a first capacitor (fig.42) (189) connected at one of its electrodes to the other electrode of said second switching element (fig.42) (188), and receiving on the other electrode a predetermined potential; and a drive circuit having an input node connected to the other electrode of said second switching element and an output node connected to the other electrode of said first switching element (fig.42 (186)) and providing a potential corresponding to a potential of said input node to the output node wherein a power supply voltage [0099];[0108];[0326] of said drive circuit (fig.42 (161)) is intermittently supplied.

**As to claim 2, Yumoto discloses** the sample hold circuit according to claim 1, wherein said first and second periods are the same period [131].

**As to claim 3, Yumoto discloses** the sample hold circuit according to claim 1, wherein said first period contains said second period [131].

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**As to claim 18, Yumoto discloses** an image display device comprising the sample hold circuit according to claim 1; and a liquid crystal cell connected at one of its electrodes to an output node of said drive circuit (fig.42 (161)) and receiving on the other electrode a common potential [289], (fig.29 (121)).

### ***Correspondence***


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Emmanuel Hailemariam whose telephone number is 571-270-1545. The examiner can normally be reached on M-F 8:00am - 5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Amare Mengistu can be reached on 571-270-1550. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Emmanuel Hailemariam

09/20/07

  
AMARE MENGISTU  
SUPERVISORY PATENT EXAMINER